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8
9 **UNITED STATES DISTRICT COURT**
10 **DISTRICT OF NEVADA**

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 JASMINE AUSTION,

15 Defendant.

Case No. 2:21-mj-00978-NJK

**STIPULATION TO CONTINUE
PRELIMINARY HEARING**
(First Request)

16
17 IT IS HEREBY STIPULATED AND AGREED, by and between Christopher Chiou,
18 Acting United States Attorney, and Bianca R. Pucci, Assistant United States Attorney, counsel
19 for the United States of America, and Rene L. Valladares, Federal Public Defender, and
20 Andrew Wong, Assistant Federal Public Defender, counsel for Jasmine Austion, that the
21 Preliminary Hearing currently scheduled on December 6, 2021 at 4:00 pm, be vacated and
22 continued to a date and time convenient to the Court, but no sooner than forty-five (45) days.

23 This Stipulation is entered into for the following reasons:

24 1. Parties are exploring the possibility of pre-indictment resolution to the pending
25 charge.
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2. Defense counsel needs to time to review pre-indictment discovery with Mr. Austion to determine whether there are any pretrial issues that must be litigated, determine whether the case will ultimately go to trial and/or determine whether the matter can be resolved through negotiations pre-indictment.

3. Defendant is incarcerated and does not object to a continuance.

4. The parties agree to the continuance

5. Additionally, denial of this request for continuance could result in a miscarriage of justice.

6. The additional time requested by this stipulation is excludable in computing the time within which the defendant must be indicted and the trial herein must commence pursuant to the Speedy Trial Act, 18 U.S.C. §§ 3161(b) and 3161(h)(7)(A), considering the factors under 18 U.S.C. § 3161(h)(7)(B)(i) and (iv).

This is the first request for continuance filed herein.

DATED this 24th day of November, 2021.

RENE L. VALLADARES
Federal Public Defender

CHRISTOPHER CHIOU
Acting United States Attorney

/s/ Andrew Wong
By _____

/s/ Bianca R. Pucci
By _____

ANDREW WONG
Assistant Federal Public Defender

BIANCA R. PUCCI
Assistant United States Attorney

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

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6 JASMINE AUSTION,

7 Defendant.
8

Case No. 2:21-mj-00978-NJK

ORDER

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10 Based on the Stipulation of counsel and good cause appearing,

11 IT IS THEREFORE ORDERED that the Preliminary Hearing currently scheduled on
12 Monday, December 6, 2021 at the hour of 4:00 p.m., be vacated and continued to
13 January 25, 2022, at 4:00 p.m.

14 DATED this 29th day of November, 2021.

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17 UNITED STATES MAGISTRATE JUDGE
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